



04-12-01

CPA/1773#
PATENT
Atty. Dkt. No. EXXO/035/X1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

H28/CPA
JRC
4/16/01

CERTIFICATE UNDER 37 CFR 1.10	
I hereby certify that this transmittal and the documents referred to as attached therein are being deposited on the date below with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee," mailing label No. EL704518347 US addressed to: Box CPA, Assistant Commissioner for Patents, Washington, D.C. 20231.	
Date	Signature
<u>April 11, 2001</u>	<u>Pat Treasurer</u>

CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL

This is a request for a:

Continuation
 Divisional

application under 37 CFR §1.53(d) of prior application:

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TECHNOLOGY CENTER 1700

PARTICULARS OF PRIOR APPLICATION

Application Serial No.: 08/690,136

Confirmation No.:

Filed: July 31, 1996

Examiner: D. Tarazano

Title: Process of Adjusting WVTR of Polyolefin Film

INVENTORSHIP STATEMENT

This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above, and the inventor(s) in this application are:

the same

less than those named in the prior application, and it is requested that the following inventor(s) for the prior application be deleted:

EXXON/035.CDXR01 00000100 200782 08690136

710.00 CH
342.00 CH
169.00 CH

IDENTIFICATION OF CLAIMS FOR FURTHER PROSECUTION

The fees to be charged are to be based on the number of claims remaining as a result of the:

attached preliminary amendment

unentered amendment filed under 37 CFR 1.116 in the prior application, which is now repeated

claims as on file in the prior application

FEE CALCULATION (37 CFR 1.16)

	NUMBER OF CLAIMS FILED	LESS NUMBER PAID BY BASIC FEE	NUMBER OF EXTRA CLAIMS (Not less than zero)	ENTITY FEE
Basic Fee				\$710.00.00
Total Claims	39	- 20 = 19	X \$18 =	\$342.00
Independent Claims	5	- 3 = 2	X \$80.00 =	\$160.00
First Presentation of Multiple Dependent Claims		+ \$.		-0-
Total Filing Fee Calculation				\$1212.00

PETITION FOR SUSPENSION OF PROSECUTION FOR THE TIME NECESSARY TO FILE AN AMENDMENT

There is provided herewith a Petition for Suspension of Prosecution for the Time Necessary to File an Amendment (37 CFR 1.103) – New Application Filed Concurrently

FEE PAYMENT BEING MADE AT THIS TIME

No filing fee is submitted

Filing Fee .00

Recording Assignment [37 CFR 1.21(h)] \$ 40.00

Processing and retention fee [37 CFR 1.53(d) and 1.21(l)] \$130.00

Please charge Deposit Account No. 20-0782/EXXO/035.X1/DHE in the amount of: \$1,212.00.00
(A duplicate copy of this request is enclosed)

AUTHORIZATION TO CHARGE ADDITIONAL FEES

- The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the entire pendency of this application, to Deposit Account No. 20-0782/EXXO/035.X1/DHE.
- 37 CFR 1.16(a), (f) or (g) (filing fees)
- 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)
 - 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
 - 37 CFR 1.17 (application processing fees)
 - 37 CFR 1.18 [issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311(b)]

INSTRUCTIONS AS TO OVERPAYMENT

- Credit Deposit Account No. 20-0782/EXXO/035.X1/DHE.

ASSIGNMENT

- The prior application is assigned of record to: Exxon Chemical Patents, Inc.
- An assignment of the invention to _____ is attached.
- Form PTO 1595 (Recordation Form Cover Sheet) is also attached (in duplicate).

POWER OF ATTORNEY

- The power of attorney in the prior application is to:

B. Todd Patterson	Registration No. 37,906
Raymond R. Moser, Jr.	Registration No. 34,682
Keith M. Tackett	Registration No. 32,008
Douglas H. Elliott	Registration No. 32,982
W. Bruce Patterson	Registration No. 34,102

- The power appears in the original papers in the prior application.
- The power does not appear in the original papers, but was filed on _____.
- A new power has been executed and is attached.
- Address all future communications to:

Douglas H. Elliott
THOMASON, MOSER & PATTERSON, L.L.P.

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3040 Post Oak Blvd., Suite 1500
Houston, TX 77056
(713) 623-4844

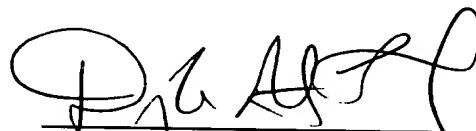
MAINTENANCE OF COPENDENCY OF PRIOR APPLICATION

A petition, fee and response has been filed to extend the term in the pending prior application until April 11, 2001.

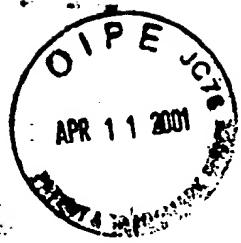
INFORMATION DISCLOSURE STATEMENT

Submitted herewith is an Information Disclosure Statement.

Respectfully submitted,



Douglas H. Elliott
Registration No. 32,982
THOMASON, MOSER & PATTERSON, L.L.P.
3040 Post Oak Blvd., Suite 1500
Houston, TX 77056
Telephone: (713) 623-4844
Facsimile: (713) 623-4846
Attorney for Applicant(s)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Brady et al.

Serial No.: 08/690,136

Filed: Herewith

For: Process of Adjusting WVTR
of Polyolefin Film

§ Group Art Unit: 1773

§ Examiner: Taranzano, D.

§ Attorney Docket No. 3996.035/DHE

Box CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

CERTIFICATE UNDER 37 CFR 1.102
I hereby certify that this correspondence and the documents referred to
as attached thereto are being deposited on the date below with the
United States Postal Service in an envelope as "Express Mail Post
Office to Addressee," mailing label No. EL704518347US addressed
to: Box CPA, Assistant Commissioner for Patents, Washington, D.C.
20231.

April 11, 2001

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PRELIMINARY AMENDMENT

Prior to examination of the above referenced application, the Applicant requests that the application be amended as follows:

IN THE CLAIMS:

Please cancel claims 19-50.

Please add the following new claims.

sub 11 ✓ --51. A process for producing a breathable film having a WVTR greater than 200 g/m²/day at 38°C and 90% relative humidity comprising a polyolefin and a filler, the process comprising:
a) extruding a precursor film from a polyolefin blend comprising at least a first polymer composition and a second polymer composition and the filler, the filler